Order

V

Michigan Supreme Court Lansing, Michigan

October 18, 2006

130182

Clifford W. Taylor, Chief Justice

Michael F. Cavanagh Elizabeth A. Weaver Marilyn Kelly Maura D. Corrigan Robert P. Young, Jr. Stephen J. Markman, Justices

PEOPLE OF THE STATE OF MICHIGAN, Plaintiff-Appellee,

SC: 130182 COA: 257557

Wayne CC: 02-014804-01

HANS LEE THOMAS, Defendant-Appellant.

On order of the Court, the application for leave to appeal the November 1, 2005 judgment of the Court of Appeals is considered and, it appearing to this Court that the case of *People v Smith* (Docket No. 130353) is pending on appeal before this Court and that the decision in that case may resolve an issue raised in the present application for leave to appeal, we ORDER that the application be held in ABEYANCE pending the decision in that case.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 18, 2006

Clerk